



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

In re Application of: § Atty Docket No.: NIGA,003
Eric P. Berg §
Serial No.: 09/910,414 §
Filed: July 20, 2001 §
For: **REMOTE DISCONNECT
SYSTEMS FOR UTILITY
METERS** §
Examiner: Unknown
Group Art Unit: Unknown

COMMISSIONER FOR PATENTS
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CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date indicated below with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

Nov. 17, 2004
Octobe~~r~~ 2004
Date of Signature

Mark R. Wisner, Registration No. 30,603

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**POWER OF ATTORNEY AND
ELECTION UNDER 37 C.F.R. § 3.71**

Sir:

The undersigned, being the Assignee of the entire right, title and interest in the above-identified patent application, hereby elects under 37 C.F.R. §3.71 to prosecute this patent/patent application to the exclusion of the inventor(s)/previous assignee(s). In accordance with the provisions of 37 C.F.R. §3.73(b), attached hereto in the form of a Certificate Under 37 C.F.R. §3.73(b) executed by the Assignee is documentary evidence of a chain of title from the original owner to the Assignee or a specification by reel and frame number of where such evidence is recorded in the Patent and Trademark Office. Included in that Certificate is a statement specifying that the evidentiary documents have been reviewed and certifying that, to the best of Assignee's knowledge and belief, title is in the Assignee.

The Assignee hereby revokes any previous Power of Attorney and appoints:

Mark R. Wisner, Registration No. 30,603; and

Malcolm H. Skolnick, Registration No. 33,788;

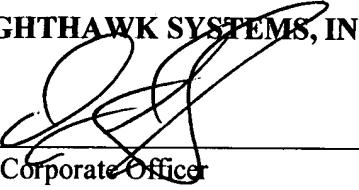
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jointly and severally, as Assignee's attorney or agent, with full power of substitution and revocation, to prosecute this patent/patent application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office in connection therewith.

Please address all communications to:

Mark R. Wisner
WISNER & ASSOCIATES
1177 West Loop South, Suite 400
Houston, Texas 77027-9012
Telephone: (713) 785-0555
Facsimile: (713) 785-0561

ASSIGNEE: NIGHTHAWK SYSTEMS, INC.

By: 

Signature of Corporate Officer

Typed/Printed Name: H. Douglas Scattergood

Title: CEO

Date: 11/11/04